1 2 3 4 5 6 7	Neil A. Goteiner (State Bar No. 083524) Dennis M. Cusack (State Bar No. 124988) Carly O. Alameda (State Bar No. 244424) Farella Braun & Martel LLP 235 Montgomery Street, 17th Floor San Francisco, CA 94104 Telephone: (415) 954-4400 Facsimile: (415) 954-4480 E-mail: ngoteiner@fbm.com, dcusack@fbm.calameda@fbm.com  Attorneys for Plaintiff COUPONS, INC.	.com,	
8	UNITED STATES DISTRICT COURT		
9	NORTHERN DISTRICT OF CALIFORNIA		
10	SAN JOSE DIVISION		
11			
12	COUPONS, INC.,	Case No. 5:07-CV-03457 HRL	
13	Plaintiff,	STIPULATION AND [PROPOSED ORDER TO VACATE PRE-TRIAL	
14	VS.	TRIAL DATES AND SET FURTH MANAGEMENT CONFERENCE	
15	JOHN STOTTLEMIRE, and DOES 1-10,		
16	Defendants.		
17	Plaintiff Coupons, Inc. and Defendant John Stottlemire hereby submit this stipulation to		
18	vacate the pre-trial and trial dates set forth in the Case Management Conference Scheduling Order		
19	filed February 6, 2008, and request a further Case Management Conference to reset those dates.		
20	WHEREAS, the parties previously submitted a Case Management Statement, and		
21	participated in a Case Management Conference on February 5, 2008, setting forth pre-trial and		
22	trial dates;		
23	WHEREAS, on February 6, 2008 this Court issued a Case Management Conference		
24	Scheduling Order setting forth various pre-trial and trial dates;		
25	WHEREAS, Defendant subsequently filed a motion to dismiss Plaintiff's Second		
26	Amended Complaint on February 26, 2008;		
27	WHEREAS, this Court entered an Order on Defendant's motion to dismiss on July 2,		
28 Farella Braun & Martel LLP 235 Montgomery Street, 17th Floor San Francisco, CA 94104 (415) 954-4400	STIP AND [PROPOSED] ORDER TO VACATE PRETRIAL AND TRIAL DATES 5:07-CV-03457 HRL	226	675\1637773.1

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1	2008, denying Defendant's motion in part, and granting it in part, and granting Plaintiff leave to
2	amend its complaint by July 22, 2008;
3	WHEREAS, the Fact Discovery Cutoff date is set at August 19, 2008, and the parties have
4	not yet engaged in any discovery;
5	WHEREAS, the parties plan to engage in discovery, but have continued to postpone
6	engaging in discovery until it is clear which claims will proceed in the case;
7	WHEREAS, the parties would like to vacate the current dates and set new dates in light of
8	the circumstances of the motion to dismiss and current leave to amend, and the approaching
9	discovery cutoff dates;
10	IT IS HEREBY STIPULATED by and between the parties hereto that the pre-trial and
11	trial dates set forth in the Case Management Conference Scheduling Order will be vacated, and a
12	further Case Management Conference will be set during which the parties will propose a new
13	schedule of dates.  Dated: July 17, 2008  FARELLA BRAUN & MARTEL LLP
14	Dated. July 17, 2006 PARELLA BRAON & MARTEL LLI
15	By: /c/
16	By:/s/ Dennis M. Cusack
17	Attorneys for Plaintiff COUPONS, INC.
18	Dated: July 17, 2008
19	2 week. 10 kg 17, 2000
20	By:/s/
21	John Stottlemire Defendant, <i>pro se</i>
22	
23	<u>ORDER</u>
24	Good cause appearing therefor, IT IS HEREBY ORDERED that the pre-trial and trial
25	dates set forth in the Case Management Conference Scheduling Order are hereby vacated, and a
26	further Case Management Conference is set for
27	DATED: The Honorable Howard R. Lloyd
28	The nohorable noward K. Lloyd

1	PROOF OF SERVICE		
2 3	I, the undersigned, declare that I am a resident of the State of California, employed in the County of San Francisco, over the age of eighteen years and not a party to the within action. My business address is: Farella Braun + Martel LLP, 235 Montgomery Street, 17 <sup>th</sup> Floor, San		
4	Francisco, California 94104.		
5	On this date I served the within document(s):		
6 7	STIPULATION AND [PROPOSED] ORDER TO VACATE PRE-TRIAL AND TRIAL DATES AND SET FURTHER CASE MANAGEMENT CONFERENCE		
8	X BY ELECTRONIC FILING: the within document(s), the automatically generated notification for which constitutes service pursuant to General Order 45, Section IX(A) and (B).		
9	X MAIL: by placing a true copy thereof, addressed as set forth below and enclosed in a		
10 11	sealed envelope with postage thereon fully prepaid and deposited for collection and mailing with the U.S. Postal Service. I am readily familiar with the ordinary business practice of this office for processing mail.		
12			
13	John Stottlemire 33103 Lake Garrison Street Fremont, CA 94555		
14 15	I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.		
16 17	I declare under penalty of perjury under the laws of the State of California that the above is true and correct. Executed in San Francisco, California on <b>July 17, 2008</b> .		
18			
19	/s/		
20	 Deborah Lynch		
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